

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUL 8 1980

Returned to applicant for correction .....

Corrected application filed ..... Map filed SEP 17 1980 under 41661

The applicant George I. Benny - c/o Double Diamond Development Company

Suite 350, Arlington Towers, 100 North Arlington - Reno  
Street and No. or P.O. Box No. City or Town

Nevada 89501 hereby make application for permission to change the  
State and Zip Code No.

Place and Manner of Use .....

of water heretofore appropriated under Claim No. 715 of the Truckee River Final Decree

Docket in Equity A-3  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Browns Creek - South Branch of Whites Creek  
Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed 0.881 second feet, 114.8 acre-feet  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-Municipal  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for As Decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within NE $\frac{1}{4}$ , SW $\frac{1}{4}$  Section 30, T 18N, R 20E,  
MDB&M at a point from which the Southeast corner of Sec 17 (same twnshp 7 Rg.)  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
bears N. 48 $^{\circ}$  30'E, 12,144 feet  
stated.

6. The existing point of diversion is located within Same as above, the decree states point of diversion  
is within section 36, T 18N, R 29E MDB&M. However, Physical & Historical Data  
If point of diversion is not changed, do not answer.  
indicate the above stated point of diversion

7. Proposed place of use See Attached  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use 26.2 acres in the SE $\frac{1}{4}$ , SE $\frac{1}{4}$  and 2.5 acres in the SW $\frac{1}{4}$ , SE $\frac{1}{4}$  of  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
Section 17, T 18N, R 20E, MDB&M

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use has been from As Decreed to ..... of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Headgates, Ditches and Pipelines to  
State manner in which water is to be diverted, whether by dam or other works,  
treatment works  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works \$10,000.00

13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used in proposed Double Diamond Development consisting of 8000 residential units, 1315 acres of open space and 489 acres of commercial and industrial properties. Waters not used directly will be recharged to the ground-water basin for "carry over" storage and withdrawal during critical surface water periods.

Compared sg/ha  
Pro: 2/9/81 by Ben Damonte

Applicant George I. Benny

By s/ Brien B. Walters \_\_\_\_\_

Brien B. Walters (Agent)

248 W. 1st., Suite 106

Reno, Nevada 89501

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second.

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before\_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use shall be filed on or before\_\_\_\_\_

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_

Commencement of work filed..... IN TESTIMONY WHEREOF, I.....

Completion of work filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my office this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Proof of beneficial use filed.....my office, this.....day of.....

Cultural map filed..... A.D. 19.....

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_ State Engineer

2407 (Rev. 10-69) WITHDRAWN BY APPLICANT APR 16 1981  
WITHDRAWN BY APPLICANT

*John L. Moore* ENGINEER  
STATE ENGINEER

## ATTACHMENT A - ANSWER TO QUESTION 7

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.18N., R.20E., M.D.B. &amp; M.</u>
	SE - NW	4	
	SE - NE	4	
	S 1/2	4	
	E 1/2 - NE	5	
	E 1/2 - SE	5	
	SW - SE	5	
	NW - SE	5	
	NE 1/4	8	
	N 1/2 - SE	8	
	SW - SE	8	
	SE - SE	8	
	SE - SW	8	
	NE - SW	8	
	ENTIRE SECTION	9	
	N 1/2	16	
	NW - SE	16	
	NE - SE	16	
	NW - SW	16	
	NW - NE	17	
	NE - NE	17	
	SE - NE	17	
	SW - NE	17	
	NE - SE	17	
	SE - SE	17	
	SW - SE	17	
	NW - SE	17	
	NW - SW	33	T.19N., R.20E., M.D.B. & M.

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<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.19N., R.20E., M.D.B. &amp; M.</u>
	NE-SW	33	
	SE-SW	33	
	SW-SW	33	

